

ROANNE L. MANN
UNITED STATES MAGISTRATE JUDGE

DATE: July 23, 2018
START: 3:00 pm
END: 3:40 pm

DOCKET NO: 16-cv-00638

CASE: Agarunova v. The Stella Orton Home Care Agency, Inc.

INITIAL CONFERENCE
 DISCOVERY CONFERENCE
 SETTLEMENT CONFERENCE
 MOTION HEARING

OTHER/ORDER TO SHOW CAUSE
 FINAL/PRETRIAL CONFERENCE
 TELEPHONE CONFERENCE
 INFANT COMPROMISE HEARING

PLAINTIFF

ATTORNEY

	<u>Steven W. Kels</u>
	<u>Burkett McFetridge</u>

DEFENDANT

ATTORNEY

	<u>Jeffrey Douglas</u>

DISCOVERY TO BE COMPLETED BY _____
 NEXT _____ CONFERENCE SCHEDULED FOR _____
 JOINT PRE-TRIAL ORDER TO BE FILED VIA ECF BY _____
 PL. TO SERVE DEF. BY: _____ DEF. TO SERVE PL. BY: _____

RULINGS: PLEASE TYPE THE FOLLOWING ON DOCKET SHEET

For the reasons stated on the record, defendant's motion to stay discovery (DE#96) as to the named plaintiff during the pendency of defendant's motion to compel arbitration is denied. However, consistent with the spirit and intent of this Court's Memorandum and Order of November 6, 2017 (DE#46), the Court defers discovery relevant to the class and collective action until after Judge Brodie rules on the pending motion to compel arbitration. See also 10/18/17 Minute Order (ruling that "discovery shall proceed with regard to plaintiffs Fair Labor Standards Act claims").



Plaintiff will not be prejudiced, as
defendant has agreed that the statute
of limitations with respect to potential
opt-in plaintiffs has been tolled, and
will continue to be tolled, since November
2, 2017. See DE #45. Defendant will
promptly file a further stipulation
confirming its agreement.